

August 22, 2013

The Marion County Council held its regularly scheduled meeting, on Thursday, August 22, 2013 at 6:30 P.M., in the City Council Chambers City Hall, Marion, South Carolina. Members present were Elista H. Smith, Chairperson; Buddy Collins, Vice Chairman; Allen W. Floyd, Simon Jenkins, Thomas E. Shaw and Milton W. Troy, II. Also present were G. Timothy Harper, Administrator; Charles L. McLain, III, County Attorney; Sabrina Davis, Clerk to Council. A representative from the Star & Enterprise was present and duly notified.

Chairperson Smith called the meeting to order and asked Councilman Simon Jenkins to lead the Invocation, after which she welcomed visitors and read the Freedom of Information Announcement.

Motion was made by Floyd, seconded by Mr. Jenkins, and carried unanimously, to amend to the agenda to include a discussion on diversity & inclusion.

Mr. Troy stated for the record that he had a written proxy from Councilman John Q. Atkinson, Jr. voting in favor of all matters.

Chairperson Smith updated Council on the plans for the diversity committee. She presented an outlined agenda from Mrs. Tan Kirby Davis with the Kirby Resource Group. Chairperson Smith told Council that the first meeting will be held on Friday, September 6, at 10:00 a.m. at the Marion Opera House. Chairperson Smith advised Council to submit their nominees to Ms. Ogleretta D. White by Monday, August 26, 2013.

Motion was made by Vice Chairman Collins, seconded by Mr. Troy, and carried unanimously, to recess the meeting on diversity & inclusion.

Motion was made by Mr. Jenkins, seconded by Vice Chairman Collins, and carried unanimously, to open the regular scheduled meeting.

Motion was made by Vice Chairman Collins, seconded by Mr. Jenkins, and carried unanimously, to approve as written, the minutes of the regular meeting held on August 13, 2013.

There were no reports given by Committee #1 or Committee #2.

Mr. John Gann, who is a resident of Marion County, appeared before Council to discuss the New County Administration Building Roofing Project. Mr. Gann mentioned the pre-bid conference that was held on August 1st. Mr. Gann stated that he also attended the bid opening on August 15th. He stated that the County received one bid from a local contractor. Mr. Gann asked Council to reject the bid and also hire a design specialist to take the burden off the County and tax payer. Chairperson Smith thanked Mr. Gann for his presentation.

Mr. Anthony C. Livingston, who is the Regional Director with the Coalition Against Bigger Trucks (CABT) appeared before Council to discuss an issue that is pending in Congress. He stated that the bill would allow trucks weighing up to 97,000 pounds on interstates an increase of 17,000 pounds per truck as long as they have a sixth axle. Mr. Livingston asked Council to consider writing a letter or adopt a resolution urging the members of Congress to vote in opposition to increasing the weight or length of tractor trailers trucks. Chairperson Smith thanked Mr. Livingston for his presentation.

The County Attorney had nothing to report.

The Administrator updated Council on the New County Administration Building. Mr. Harper told Council that the architects have received the plans and the layout.

The Administrator updated Council on the Capital Sales Tax. Mr. Harper told Council that a pre-construction meeting was held with Harrington Construction in reference to the courthouse. He stated that construction will begin on Monday, September 9th. He also stated they have 150 days to complete the courthouse. Mr. Harper told Council that the first session of court will be held on Monday, October 28th at the Beeson Building.

The Administrator told Council that Dr. Norman along with a steering committee held a meeting on Wednesday, August 21st in reference to a commercial kitchen incubator. Mr. Harper stated that they will visit AB Tech located in Ashville North Carolina to tour their commercial kitchen incubator.

Chairperson Smith mentioned the wear and tear of flags that are located in the courthouse. She wanted to know if Judge Pogue is trying to replace the flags. Mr. Minutes, August 22, 2013, Page 3

Harper stated that family court and circuit court has to have a set of flags. She asked Mr. Harper to check the status of the flags. Mr. Troy stated that the flags should be replaced if they are fragile.

The Administrator provided Council with a bid tabulation in reference to the roof at the new administration building. Mr. Harper told Council that there was one bid received from Sunbelt Roofing. It was the recommendation of the Administrator to award the alt bid to Sunbelt Roofing in the amount of \$399,300.00. Mr. Harper stated that the roof has a 20 year warranty. Mr. Floyd suggested an executive session to discuss a contractual matter. Chairperson Smith stated the there was three readings, a public hearing, and a committee meeting regarding this said matter. Motion was made by Mr. Floyd, seconded by Mr. Troy, and carried unanimously, to table item 11 after executive session.

The Administrator provided Council with a bid tabulation in reference to two ambulance remounts. Mr. Harper told Council that there were two bids. They are as follows: Peach State Ambulance \$159,860.00 and Southeastern Specialty Vehicles \$171,284.00. It was the recommendation of the Administrator to award the bid to Peach State Ambulance in the amount of \$159,860.00. Motion was made by Vice Chairman Collins, seconded by Mr. Jenkins, and carried unanimously, to award the bid to Peach State Ambulance.

The Administrator presented to Council a request from the Town of Sellers to patrol US Highway 301. Mr. Harper told Council that the Town of Seller wants to incorporate the highway from Sellers to Highway 38 to the east of Bass Mill Road, and to the West of Jay Road. Mr. Harper stated that after reviewing the section of the State law the Town of Sellers would have to get approval from the Director of SCDOT. After a discussion by members of Council, Chairperson Smith advised Mr. Harper and the County Attorney to have a meeting with Mayor Hopkins to discussion this said matter further.

The Administrator presented to Council a copy of a letter from Attorney J. Boone Aiken, III, with Aiken Bridges Law Firm in reference to Pee Dee Regional Health Services District. Mr. Harper stated that the Pee Dee Regional Health Services District is requesting to appoint Mrs. Chris Jackson and Ms. Ogleretta D. White as board members. Mr. Harper also stated that the names would be submitted to the Governor for approval. Motion was made by Mr. Shaw, seconded by Mr. Troy, and carried unanimously.

Mr. Shaw asked Mr. Harper about the vacant position in the public works department. Mr. Harper stated that the County has advertised for a motograder operator.

Mr. Troy asked Mr. Harper to check Thurman Court in Mullins. He stated that in front of Mr. Thurman Gerald's house the motograder has dugout his driveway.

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Mr. Floyd mentioned spraying for mosquitoes. Mr. Harper stated that the County did a survey on the cost to spray for mosquitoes. He stated the estimated cost was over a million dollars.

Motion was made by Mr. Floyd, seconded by Mr. Jenkins, and carried unanimously, to go into executive session for a contractual and an economic development matter.

Motion was made by Mr. Troy, seconded by Mr. Jenkins, and carried unanimously, to close executive session and reopen the regular scheduled meeting. Chairperson Smith stated that no action was taken during executive session called for a contractual and an economic development matter.

Mr. Jenkins had to excuse himself from the meeting due to a prior commitment. Mr. Jenkins asked Vice Chairman Collins to vote his proxy.

The County Attorney told Council at the last meeting they voted to extend Paws to the Rescue current agreement through the end of June 2014. Mr. McLain stated that a provision was included in the agreement that Paw to the Rescue will provide a quarterly accounting of all Marion County funds received and the expenses that are paid out. Motion was made by Mr. Troy, to delete the 60 days re-bidding from the agreement and that the quarterly report remain part of the agreement. The motion was seconded by Mr. Shaw, and carried unanimously.

The Administrator addressed his recommendation to Council to award the bid to Sunbelt Roofing in the amount of \$399,300.00 for the roof at the new administration building. Motion was made by Mr. Shaw, seconded by Mr. Troy, Chairperson Smith called for the vote, while five members (Mr. Shaw, Mr. Troy, Vice Chairman Collins, Mr. Jenkins by proxy and Mr. Atkinson by proxy) voted in favor of the motion. (Mr. Floyd) voted against the motion. The motion carried unanimously.

There being no further business to discuss, motion was made by Troy, seconded by Mr. Shaw, to adjourn the meeting at approximately 8:40 P.M.

Elista H. Smith, Chairperson

Buddy Collins, Vice Chairman

(absent)

John Q. Atkinson, Jr.

Allen W. Floyd

Simon Jenkins, Chaplain

Thomas E. Shaw

Milton W. Troy, II

G. Timothy Harper, Administrator

Charles L. McLain, III County Attorney

Sabrina Davis, Clerk to Council